

# Public Workshop: Update to Chapter 173-433 WAC, Solid Fuel Burning Devices

**August 8 2013**



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**ECOLOGY**  
State of Washington

# What is the focus of this rule making?

- Incorporate trigger levels for calling burn bans in areas at risk for nonattainment
- Align the rule with other statutory changes
- Meet EPA requirements
- Help Washington's efforts to improve air quality in areas affected by pollution from wood stoves
- Housekeeping changes

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# What options have we considered?

- Don't update solid fuel burning device rules
- Wait until EPA finalizes the new NSPS for wood stoves
- **Update specific sections of the rule now and submit to EPA for SIP approval**
- Update and clarify the whole rule



# Why now?

- The rule is out-dated because of statute changes
- EPA requires updates to the solid fuel burning device rules before they will approve a maintenance plan and redesignation request for the Tacoma-Pierce County Nonattainment Area

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# What changes did we make?

- Incorporated definitions from statute and added a definition for “impaired air quality burn ban”
- Rewrote section 140 – Criteria for impaired air quality burn bans
- To improve clarity, edited section 150 – Restrictions on operation of solid fuel burning devices
- Added new section 155 – Criteria for prohibiting solid fuel burning devices that are not certified

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# How will the changes affect stakeholders?

- Ecology and local air agencies already implement Revised Code of Washington (RCW)
- Stakeholders in the Tacoma-Pierce County Nonattainment Area and other areas at-risk of nonattainment will benefit
- Local air agencies and wood burners will benefit from clearer rules

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# When is this happening?

- Pre-proposal (CR-101) - January 30, 2013
- Public Workshop – August 8, 2013
- Proposal (CR-102) – October 2013
- Public Hearing – November 2013
- Adoption – January 2014
- SIP submittal – January 2014

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# What are our questions for you?

- Have we appropriately defined and used the new term “Impaired air quality burn ban”?
- Is the definition of local air authority clear?
- Is it clear where the lower trigger levels apply for areas at-risk of nonattainment?





# What are our questions for you?

- Are the criteria for calling impaired air quality burn bans clear?
- Is it clearer who can and cannot burn during impaired air quality burn bans and air pollution episodes?
- Do we appropriately incorporate the ability for Ecology and local air agencies to “prohibit the use” of uncertified stoves?

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# How can you participate?

- Today at this workshop
- Email informal input to [richelle.perez@ecy.wa.gov](mailto:richelle.perez@ecy.wa.gov) before August 14
- Get more information about this rule at [http://www.ecy.wa.gov/programs/air/rules/rules\\_laws.html](http://www.ecy.wa.gov/programs/air/rules/rules_laws.html)
- Participate in formal comment period in Fall 2013
- Contact Ecology staff directly

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# Questions?

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# Where can I get a copy of the proposal?

- Draft of Proposed Changes

[http://www.ecy.wa.gov/programs/air/rules/rules\\_laws.html](http://www.ecy.wa.gov/programs/air/rules/rules_laws.html)

- Existing Rule Language

<https://fortress.wa.gov/ecy/publications/SummaryPages/173433.html>

- Revised Code of Washington

RCW 70.94.473

<http://apps.leg.wa.gov/RCW/default.aspx?cite=70.94.473>

RCW 70.94.477

<http://apps.leg.wa.gov/RCW/default.aspx?cite=70.94.477>

